

IAP10 Rec PCT/PTO 23 DEC 2005 #5

## Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Receiving Office Mail Stop PCT, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

December 16, 2005

Date

Sherry B. Kolber

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. 10/533,624

Docket No. 72998-012500/US

Applicant(s): KLAASSEN

Officer: Mamie P. Person  
(703) 308-9140 ext. 227

Intl filing date: 10/29/2003

Priority date: 10/29/2002

Title: *VAGINAL SPECULUM*

Customer No. 33717

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REPLY TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN  
THE UNITED STATES DESIGNATED/ELECTED OFFICE

Dear Ms. Person:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 dated  
October 17, 2005, Applicant encloses the following:

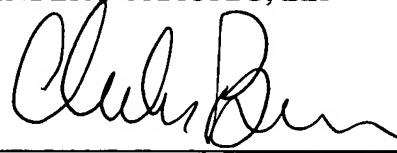
1. copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office dated 10/13/2005;
2. Declaration and Petition form, signed by all inventors;
3. Power of Attorney form, signed by Assignee; and
4. Fee Transmittal form.

The Commissioner is hereby authorized to charge the \$130 late filing of oath/declaration surcharge, or any other necessary fees in connection with the submission of this paper, or to credit any overpayment to Deposit Account No. 50-2638.

Applicant respectfully submits that the deficiency of an executed power of attorney, oath or declaration identifying the application by the International Application Number and International Filing Date has been corrected and requests the record to reflect such response and correction.

Respectfully submitted,

GREENBERG TRAURIG, LLP



By: \_\_\_\_\_

Charles Berman  
Reg. No. 29,249

Date: December 16, 2005

**GREENBERG TRAURIG LLP**

2450 Colorado Avenue, Suite 400E

Santa Monica, California 90404

Telephone: (310) 586-7770

Facsimile: (310) 586-7800

E-mail: BermanC@gtlaw.com

12/29/2005 LLANDGRA 00000070 502638 10533624

01 FC:1617 130.00 DA

|   |  |                                     |  |
|---|--|-------------------------------------|--|
| <p>Effective on 12/08/2004.<br/>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</p> <h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">For FY 2005</h3> |  | <p><b>Complete if Known</b></p>     |  |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27  |  | Application Number                  |  |
|   |  | Filing Date                         |  |
|   |  | First Named Inventor                |  |
|   |  | Examiner Name                       |  |
|   |  | Art Unit                            |  |
| TOTAL AMOUNT OF PAYMENT (\$)  |  | 130.00                              |  |
|   |  | Attorney Docket No. 72998-012500/US |  |

**METHOD OF PAYMENT** (check all that apply)

☐ Check  
 ☐ Credit Card  
 ☐ Money Order  
 ☐ None  
 ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account  
 Deposit Account Number: 50-2638  
 Deposit Account Name: Greenberg Traurig LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below  
 ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17  
 ☒ Credit any overpayments

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES |                       | SEARCH FEES |                       | EXAMINATION FEES |                       | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)         | Small Entity Fee (\$) |                |
| Utility          | 300         | 150                   | 500         | 250                   | 200              | 100                   |                |
| Design           | 200         | 100                   | 100         | 50                    | 130              | 65                    |                |
| Plant            | 200         | 100                   | 300         | 150                   | 160              | 80                    |                |
| Reissue          | 300         | 150                   | 500         | 250                   | 600              | 300                   |                |
| Provisional      | 200         | 100                   | 0           | 0                     | 0                | 0                     |                |

**2. EXCESS CLAIM FEES**

| Fee Description                                    | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues)            | 50       | 25                    |
| Each independent claim over 3 (including Reissues) | 200      | 100                   |
| Multiple dependent claims                          | 360      | 180                   |

**Total Claims**    **Extra Claims**    **Fee (\$)**    **Fee Paid (\$)**  
 \_\_\_\_\_ - 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_  
 HP = highest number of total claims paid for, if greater than 20.

**Indep. Claims**    **Extra Claims**    **Fee (\$)**    **Fee Paid (\$)**  
 \_\_\_\_\_ - 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_  
 HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| _____        | _____        | _____  | _____    | _____         |

\_\_\_\_\_ - 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

|   | Fees Paid (\$) |
|---|----------------|
| Non-English Specification, \$130 fee (no small entity discount)   |                |
| Other (e.g., late filing surcharge): <u>LATE FILING SURCHARGE</u> | 130.00         |

|                     |   |                        |
|---------------------|---|------------------------|
| <b>SUBMITTED BY</b> |   |                        |
| Signature           | Registration No. 29,249<br>(Attorney/Agent) | Telephone 310.586.7770 |
| Name (Print/Type)   | CHARLES BERMAN                              | Date 12/16/2005        |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



## UNITED STATES PATENT AND TRADEMARK OFFICE

PCT/PTO

23 DEC 2005

EAB

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

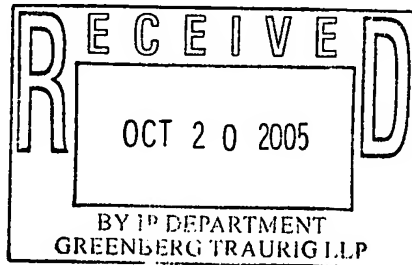
|                             |  |                  |
|-----------------------------|--|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT                      | ATTY. DOCKET NO. |
| 10/533,624                  | Bernard Wilhelm Gezienna Nicolaas Klaassen | 72998-012500/US  |

|                               |
|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
|-------------------------------|

PCT/NL03/00738

|                  |               |
|------------------|---------------|
| I.A. FILING DATE | PRIORITY DATE |
| 10/29/2003       | 10/29/2002    |

Charles Berman  
 Greenberg Traurig  
 2450 Colorado Avenue  
 Suite 400E  
 Santa Monica, CA 90404



CONFIRMATION NO. 1811

371 FORMALITIES LETTER



\*OC000000017244881\*

Date Mailed: 10/17/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/29/2005
- English Translation of the IA filed on 04/29/2005
- Copy of the International Search Report filed on 04/29/2005
- Copy of IPE Report filed on 04/29/2005
- Preliminary Amendments filed on 04/29/2005
- Request for Immediate Examination filed on 04/29/2005
- Copy of references cited in ISR filed on 04/29/2005
- U.S. Basic National Fees filed on 04/29/2005
- Priority Documents filed on 04/29/2005

GT-LA  
 DUE DATE: 12/17  
 DEADLINE: 5/17/06  
 DOCKETED: 10/20  
 BY (INITIALS): CH

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/533,624                  | PCT/NL03/00738                | 72998-012500/US  |

FORM PCT/DO/EO/905 (371 Formalities Notice)